

**SUPREME COURT MINUTES  
THURSDAY, JUNE 22, 2006  
SAN FRANCISCO, CALIFORNIA**

**S129110**      B167907 Second Appellate District, Div. 4      **SAUERESSIG, ESTATE OF**

Opinion filed: Judgment reversed and remanded

OPINION BY: Corrigan, J.

-----joined by: George, C.J., Kennard, Baxter, Chin, JJ.

DISSENTING OPINION BY: Moreno, J.

-----joined by: Werdegarr, J.

**S133464**      B178884 Second Appellate District, Div. 5      **MICHAELIS, MONTANARI & JOHNSON  
v. S.C. (CITY OF LOS ANGELES)**

Opinion filed: Judgment reversed and cause remanded for further proceedings consistent with this opinion.

Opinion by: Chin, J.

-----joined by: George, C.J.

Kennard, Baxter, Werdegarr, Moreno, Corrigan, J.J.

**S142928**      B170095 Second Appellate District, Div. 8      **PEOPLE v. DEVORE**

Time extended to grant or deny review to and including July 31, 2006.

**S142933**      F044630 Fifth Appellate District      **CARR BUSINESS ENTERPRISES v.  
CHOWCHILLA, CITY OF**

Time extended to grant or deny review to July 21, 2006

**S142947**      B179022 Second Appellate District, Div. 5      **ZENGEN INCORPORATED v. COMERICA  
BANK**

Time extended to grant or deny review to July 21, 2006.

**S142989**      E039871 Fourth Appellate District, Div. 2      **STILES v. S.C. (HUMPHRIES)**

Time extended to grant or deny review to July 27, 2006.

**S142990**      G035694 Fourth Appellate District, Div. 3      **A.F. BROWN ELECTRICAL  
CONTRACTOR v. RHINO ELECTRIC  
SUPPLY**

Time extended to grant or deny review to July 27, 2006.

**S142993**      F047499 Fifth Appellate District      **PEOPLE v. JOHNS**

Time extended to grant or deny review to July 28, 2006.

<b>S142997</b>	A108770 First Appellate District, Div. 3 Time extended to grant or deny review to July 28, 2006.	<b>PEOPLE v. GONZALES</b>
<b>S143000</b>	C052189 Third Appellate District Time extended to grant or deny review to July 28, 2006.	<b>BOWEN (BURCH MICHAEL) ON H.C.</b>
<b>S143002</b>	B178520 Second Appellate District, Div. 4 Time extended to grant or deny review to July 31, 2006.	<b>PEOPLE v. GONZALEZ</b>
<b>S143004</b>	C047178 Third Appellate District Time extended to grant or deny review to July 28, 2006.	<b>PEOPLE v. SPENCER</b>
<b>S143011</b>	D048042 Fourth Appellate District, Div. 1 Time extended to grant or deny review to July 28, 2006.	<b>FINNEY (DAVID) ON H.C.</b>
<b>S143021</b>	B188284 Second Appellate District, Div. 3 Time extended to grant or deny review to July 28, 2006.	<b>LAGADIA (JOFFREY) ON H.C.</b>
<b>S143044</b>	B178314 Second Appellate District, Div. 4 Time extended to grant or deny review to July 31, 2006.	<b>PEOPLE v. JOHNSON</b>
<b>S143048</b>	B173832 Second Appellate District, Div. 1 Time extended to grant or deny review to July 31, 2006.	<b>MICHAEL v. DENBESTE TRANSPORTATION, INC.</b>
<b>S143055</b>	E037066 Fourth Appellate District, Div. 2 Time extended to grant or deny review to July 28, 2006	<b>PEOPLE v. LOPEZ</b>
<b>S143078</b>	B190306 Second Appellate District, Div. 3 Time extended to grant or deny review to August 1, 2006.	<b>MILLS (CLAYTON) ON H.C.</b>
<b>S143082</b>	A101719/A104661 First Appellate District, Div. 4 Time extended to grant or deny review to August 4, 2006	<b>KIETURAKIS, MARRIAGE OF</b>
<b>S143086</b>	B189424 Second Appellate District, Div. 2 Time extended to grant or deny review to July 28, 2006.	<b>GILLETTE v. S.C. (AMERICAN NATIONAL TRADING CORP)</b>
<b>S143103</b>	B173875 Second Appellate District, Div. 8	<b>PEOPLE v. VASQUEZ</b>

Time extended to grant or deny review to August 7, 2006.

**S143110** F047625 Fifth Appellate District  
Time extended to grant or deny review to August 1, 2006.

**PEOPLE v. GOMEZ**

**S143114** G035060 Fourth Appellate District, Div. 3  
Time extended to grant or deny review to July 28, 2006.

**MAUDLIN v. PACIFIC DECISION  
SCIENCES CORPORATION**

**S143125** A113556 First Appellate District, Div. 4  
Time extended to grant or deny review to August 2, 2006.

**LETTIER (KEITH) ON H.C.**

**S143126** E040233 Fourth Appellate District, Div. 2  
Time extended to grant or deny review to August 2, 2006.

**HAVERSTOCK (JAMES K.) ON H.C.**

**S143134** C050392 Third Appellate District  
Time extended to grant or deny review to August 2, 2006.

**PEOPLE v. STONE**

**S143145** B180025 Second Appellate District, Div. 5  
Time extended to grant or deny review to August 3, 2006.

**WAYNE v. BP OIL SUPPLY COMPANY**

**S143150** H029763 Sixth Appellate District  
Time extended to grant or deny review to August 2, 2006.

**HANCOCK (JEFF) ON H.C.**

**S143151** B190082 Second Appellate District, Div. 8  
Time extended to grant or deny review to August 2, 2006.

**MAGANA (FREDDIE D.), IN RE**

**S143157** F045703 Fifth Appellate District  
Time extended to grant or deny review to August 7, 2006.

**PEOPLE v. GENTRY**

**S143159** C047880 Third Appellate District  
Time extended to grant or deny review to August 3, 2006.

**PEOPLE v. LOZANO-MARQUEZ**

**S143162** B184875 Second Appellate District, Div. 8  
Time extended to grant or deny review to August 4, 2006.

**WOODS (RONNIE) ON H.C.**

**S143165** B183545 Second Appellate District, Div. 1

**DAHMS v. DOWNTOWN POMONA  
PROPERTY AND BUSINESS**

Time extended to grant or deny review to August 3, 2006.

**S143168** B190376 Second Appellate District, Div. 3 **CERVANTES (JESUS) ON H.C.**  
Time extended to grant or deny review to August 4, 2006.

**S143173** H028214 Sixth Appellate District **PEOPLE v. PEREZ**  
Time extended to grant or deny review to August 4, 2006.

**S143185** H029497 Sixth Appellate District **PENA (IGNACIO) ON H.C.**  
Time extended to grant or deny review to August 7, 2006.

**S143203** C049488 Third Appellate District **PEOPLE v. BAROCIO**  
Time extended to grant or deny review to August 7, 2006.

**S143210** C049765 Third Appellate District **PEOPLE v. TRUJILLO**  
Time extended to grant or deny review to August 7, 2006.

**S143221** G035101/ G035154 Fourth Appellate District, Div. 3 **CONSUMER DEFENSE GROUP v.**  
**RENTAL HOUSING INDUSTRY**  
Time extended to grant or deny review to August 1, 2006.

**S143224** B189632 Second Appellate District, Div. 6 **BROWN (RICHARD W.) ON H.C.**  
Time extended to grant or deny review to August 8, 2006.

**S143236** H028273 Sixth Appellate District **PEOPLE v. CAPELA**  
Time extended to grant or deny review to August 7, 2006.

**S143273** E038414 Fourth Appellate District, Div. 2 **PEOPLE v. DEMARIA**  
Time extended to grant or deny review to August 4, 2006.

**S143293** F048706 Fifth Appellate District **R. (MICHAEL), IN RE**  
Time extended to grant or deny review to August 8, 2006.

**S143326** F046252 Fifth Appellate District  
Time extended to grant or deny review to August 4, 2006.

**DINUBA, CITY OF v. TULARE, COUNTY**

**S143328** E040322 Fourth Appellate District, Div. 2  
Time extended to grant or deny review to August 9, 2006.

**MCCARTNEY (JAMES E.) ON H.C.**

**S143329** D048078 Fourth Appellate District, Div. 1  
Time extended to grant or deny review to August 9, 2006.

**WALKER (STEVEN) ON H.C.**

**S143330** A109907 First Appellate District, Div. 1  
Time extended to grant or deny review to August 7, 2006.

**MCGRRAW HILL v. FRANCHISE TAX BOARD**

**S143360** H030064 Sixth Appellate District  
Time extended to grant or deny review to August 10, 2006.

**NIKBAKSHSH-TALI (ESFANDIAR) ON H.C.**

**S143403** B180213 Second Appellate District, Div. 2  
Time extended to grant or deny review to August 7, 2006.

**ADAMAKIS v. DOE 3**

**S143406** D048434 Fourth Appellate District, Div. 1  
Time extended to grant or deny review to August 10, 2006.

**HIGHLANDS INSURANCE v. S.C. (LAVENDER)**

**S143422** C045386 Third Appellate District  
Time extended to grant or deny review to August 9, 2006.

**TOYS R US v. FRANCHISE TAX BOARD**

**S056997**  
Extension of time granted to August 28, 2006, to file respondent's brief. After that date, only one further extension totaling about 60 additional days is contemplated. Extension is granted based upon Supervising Deputy Attorney General Kenneth C. Byrne's representation that he anticipates filing that brief by October 26, 2006.

**PEOPLE v. WHISENHUNT (MICHAEL M.)**

**S057321**  
Extension of time granted to August 25, 2006, to file appellant's reply brief. After that date, only two further extensions totaling about 120 additional days are contemplated. Extension is granted based upon Supervising Deputy State Public Defender Jessica K. McGuire's representation that she anticipates filing that brief by December 26, 2006.

**PEOPLE v. LOMAX (DARREL L.)**

**S065573****PEOPLE v. BECERRA (FRANK K)**

Extension of time granted to August 28, 2006, to file appellant's opening brief. After that date, only two further extensions totaling about 94 additional days will be granted. Extension is granted based upon Deputy State Public Defender Alison Bernstein's representation that she anticipates filing that brief by December 2006

**S133439****BURNEY (SHAUN) ON H.C.**

Extension of time granted to August 28, 2006, to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only two further extensions totaling about 140 additional days will be granted. Extension is granted based upon counsel Geraldine S. Russell's representation that she anticipates filing that document by December 22, 2006.

**S138225****PERRY (CLIFTON) ON H.C.**

Extension of time granted to August 22, 2006, the reply to the informal response to the petition for writ of habeas corpus. After that date, only three further extensions totaling about 150 additional days are contemplated. Extension is granted based upon counsel Gary B. Wells's representation that he anticipates filing that document by January 19, 2007.

**S140032**

G034891 Fourth Appellate District, Div. 3

**PEOPLE v. LICAS**

Extension of time granted. On application of respondent and good cause appearing, it is ordered that the time to serve and file Respondent's Answer Brief on the Merits is extended to July 24, 2006.

**S140612**

G034752 Fourth Appellate District, Div. 3

**PEOPLE v. GOMEZ**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file Appellant's Opening Brief on the Merits is extended to July 18, 2006.

**S141716****HERNANDEZ (JESUS) ON H.C.**

Extension of time granted. On application of respondent, and good cause appearing, it is ordered that the time to serve and file the informal response is extended to August 22, 2006. No further extensions of time are contemplated

**S142028**

B183788 Second Appellate District, Div. 6

**D. (CHARLOTTE), IN RE**

Extension of time granted to July 23, 2006, to file respondent's opening brief on the merits.

**S142498**

H028708 Sixth Appellate District

**PEOPLE v. ROMERO**

Counsel appointment order filed. Upon request of appellant for appointment of counsel, Julie Schumer is hereby appointed to represent appellant on the appeal now pending in this court.

**S048440****PEOPLE v. LIGHTSEY (CHRISTOPHER)**

Appellant's "Application to Withdraw Previously Filed Appellant's Opening Brief and for Extension of Time to Re-File That Brief" is granted. The clerk is directed to strike the filing of the appellant's opening brief, filed on May 30, 2006. Good cause appearing, and based upon counsel Erik N. Larson's representation that he anticipates refiling the appellant's opening brief no later than October 13, 2006, counsel's request for an extension of time in which to refile that brief is granted to and including August 21, 2006. After that date, only one further extension totaling about 53 additional days will be granted.

**S143541**

B179794 Second Appellate District, Div. 2

**JEWETT v. CAPITAL ONE BANK**

Application denied

**S144368****7-ELEVEN, INC. v. DEPARTMENT OF  
ALCOHOLIC BEVERAGE CONTROL**

Transferred to CA 4/1

**S144382****7 ELEVEN, INC. v. A.B.C. (JOLLY)**

Transferred to CA 4/1

**S144383****CHEVRON STATIONS, INC. v. A.B.C.  
(JOLLY)**

Transferred to CA 4/1

**S144409****7-ELEVEN v. A.B.C. (JOLLY)**

Transferred to CA 4/2